

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RICHARD DEAN SCHLOTFELD,

Defendant.

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8:05CR219

ORDER CONTINUING TRIAL

This matter is before the court on the motion of Richard Dean Schlotfeld to continue trial (#13), now set for August 9, 2005. The motion includes a waiver of speedy trial in accordance with NECrimR 12.1. For good cause shown, I find that the motion should be granted. Trial of this matter will be continued to the next available trial setting, i.e., September 13, 2005.

IT IS ORDERED that defendant's MOTION TO CONTINUE TRIAL (#13) is granted, as follows:

1. The trial of this case is continued to **Tuesday, September 13, 2005** before Judge Laurie Smith Camp and a jury.

2. The ends of justice will be served by granting such motion and outweigh the interests of the public and the defendant in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **August 9, 2005 and September 13, 2005**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act for the reasons set forth in defendant's motion. The failure to grant additional time might result in a miscarriage of justice. 18 U.S.C. § 3161(h)(8)(A) & (B).

DATED August 1, 2005.

BY THE COURT:

**s/ F.A. Gossett
United States Magistrate Judge**